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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Yeh-Hung Lai, et al

IMAGING ELEMENT HAVING
IMPROVED CRACK
PROPAGATION DURING
CONVERSION

Serial No. 10/033,496

Filed 28 December 2001

Commissioner for Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Sir:

Group Art Unit: 1771

Examiner: Victor S. Chang

I hereby certify that this correspondence is being
deposited today with the United States Postal
Service as first class mail in an envelope addressed
to Commissioner For Patents, P.O. Box 1450,
Alexandria, VA 22313-1450.

Robin G. DePoint
Robin G. DePoint

7/15/04
Date

Response

This is in response to the Office Action date April 16, 2004.

REMARKS

In paragraph 5, claims 1-9 stand rejected under the judicially-created doctrine of obviousness to double patenting as being untenable over claims 1, 3, 5, 10, 12, 18, 19, and 21-23 of U.S. Patent 6,537,656 to Dontula et al. for the reasons in the previous Office Action. It is respectfully requested that this rejection be reconsidered and withdrawn as a Terminal Disclaimer over U.S. Patent 6,537,656 is attached.

In paragraph 4 of the Office Action claims 1-9 stand rejected under 35 USC 112 as being indefinite for the same reasons as in the earlier Office Action. The Examiner notes that newly independent claim 18 replaces claim 1. The Examiner states that the phrase "flange sheet" in claim 1 is used by the claim to mean skin layer cover layer or outer layer while the accepted meaning of "flange" is a protruding rim, edge rib or outer layer as on a wheel or pipe. The